

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF LOUISIANA  
LAFAYETTE DIVISION**

**ANTHONY GODEAUX,**

**Plaintiff**

**v.**

**UNITED OF OMAHA,**

§  
§  
§  
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§  
§  
§  
§  
§

**CIVIL ACTION NUMBER:**

**6:19-cv-01110**

**JUDGE:**

**MAGISTRATE:**

**INDEX OF PLEADINGS, ANSWERS TO PLEADINGS,  
PROCESS, AND ORDERS FROM STATE COURT ACTION**

The following is an index of the pleadings, answers to pleadings, process, and orders entered by the state court in as Cause No. 78335-A; *Anthony Godeaux v. United of Omaha*; 13<sup>th</sup> Judicial District Court of Parish of Evangeline, State of Louisiana:

**EXHIBIT A**

Civil Clerk's Certificate

Docket Sheet

Executed Process with Affidavit of Service

Pleadings

Request for Notice of Date of Trial, etc.

EXHIBIT A

STATE OF LOUISIANA  
PARISH OF EVANGELINE  
13<sup>TH</sup> JUDICIAL DISTRICT COURT

CIVIL CLERK'S CERTIFICATE

I, Tina C. Fontenot, Deputy Clerk of Court, in and for the Parish of Evangeline, State of Louisiana, do hereby certify that the attached documents are true and correct copies of the Civil Suit entitled "ANTHONY GODEAUX versus UNITED OF OMAHA" Civil Docket Number 78335-A consisting of 5 pages, the original of which documents are on file in my office.

Ville Platte, Louisiana this 12TH day of AUGUST, 2019.

By:



TINA C. FONTENOT  
DEPUTY CLERK OF COURT

Evangeline Parish Clerk of Court - Randall M. "Randy" Deshotel

Tina Fontenot

## Case Display

Case Information | Party Information | History Information

## Case Information

Case Title	Date Cast	Proceeding Type	Case Number	Ledger Balance	Date Filed	Status	Division	Cash Balance	Last Deposit	Type	Last Cost	Remarks
GODEAUX, ANTHONY Vs. UNITED OF OMAHA		PETITION	00078335	\$180.00	8/6/2019	OPEN	A	\$375.00	8/6/2019	CIVIL	8/6/2019	

## Party Information

Top

Party Type	Party Name	Attorney Firm	Attorney Name	Attorney Address	Deposits	Prepaid	Cost	Cast	Refund	Ledger	Cash Balance
PLAINTIFF	GODEAUX, ANTHONY	DONOVAN J O'PRY II	O'PRY, DONOVAN J II	2014 W PINHOOK RD SUITE 507 LAFAYETTE, LA 70508	\$375.00	\$0.00	\$195.00	\$0.00	\$0.00	\$180.00	\$375.00
DEFENDANT	UNITED OF OMAHA THRU SEC OF STATE 8585 ARCHIVES AVE BATON ROUGE, LA	UNASSIGNED FIRM	UNASSIGNED ATTORNEY	UNASSIGNED U, LA 000000000	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

## History Information

Transaction Date	Session Date	Images	Party Name	Description	Code	Check Date	Check Number	Amount	Flag
8/6/2019	08/06/2019		GODEAUX, ANTHONY	LCRAA	CLERK			-5.00	Flag
8/6/2019	08/06/2019		GODEAUX, ANTHONY	LOUISIANA JUDICIAL COLLEGE	LA SUPREME COURT			-0.50	Flag
8/6/2019	08/06/2019		GODEAUX, ANTHONY	JUDICIAL EXPENSE FUND	OTHER			-15.00	Flag
8/6/2019	08/06/2019		GODEAUX, ANTHONY	JUDGES SUPPLEMENTAL COMPENSATION FUND	JCF			-25.50	Flag
8/6/2019	08/06/2019		GODEAUX, ANTHONY	ADMINISTRATORS FEES	CLERK			-20.00	Flag
8/6/2019	08/06/2019	1 Pages	GODEAUX, ANTHONY	CITATION Comment: UNITED OF OMAHA	CLERK			-20.00	Flag
8/6/2019	08/06/2019		GODEAUX, ANTHONY	SECRETARY OF STATE	SEC			-50.00	Flag
8/6/2019	08/06/2019	1 Pages	GODEAUX, ANTHONY	REQUEST FOR NOTICE OF TRIAL Comment: C/C & STAMP COPY	CLERK			-15.00	Flag
8/6/2019	08/06/2019	3 Pages	GODEAUX, ANTHONY	PETITION FOR BENEFITS DUE Comment: C/C & STAMP COPY	CLERK			-44.00	Flag
8/6/2019	08/06/2019		GODEAUX, ANTHONY	DEPOSIT By O'PRY, DONOVAN J II	CLERK			375.00	Flag
8/6/2019	08/06/2019		ALL PARTIES	DIVISION AUTO ASSIGNED TO: A					Flag
8/6/2019	08/06/2019		ALL PARTIES	JUDGE AUTO ASSIGNED TO: HON. JUDGE GARY J. ORTEGO					Flag

CITATION

GODEAUX, ANTHONY

Versus

UNITED OF OMAHA



Case: 00078335

Division: A

13<sup>th</sup> Judicial District Court

Parish of Evangeline

State of Louisiana

TO THE DEFENDANT: UNITED OF OMAHA  
THRU ITS AGENT FOR SERVICE  
LA SEC OF STATE  
R. KYLE ARDOIN  
8585 ARCHIVES AVE  
BATON ROUGE, LA

You are hereby cited to appear before the District Court, in and for the Parish of Evangeline and comply with the demand contained in the Petition of ANTHONY GODEAUX against you, a copy of which is hereto annexed: or file your answer thereto in the Office of the Clerk of Court, in the Town of Ville Platte, within fifteen (15) days after service thereof; and your failure to so comply will subject you to the penalty of having a default judgment rendered against you.

Issued and delivered AUGUST 6, 2019

*Charity Vignat*

Deputy Clerk of Court

Requested by Attorney:

DONOVAN J. O'PRY, II

PETITION FOR BENEFITS DUE & REQUEST FOR NOTICE OF DATE OF TRIAL, ETC

Service Information

Received on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ and on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ served the above named party as follows:

**Personal Service** on the party herein named \_\_\_\_\_  
**Domiciliary Service or Departmental Service** on the party herein named by leaving the same at his/her domicile in the parish in the hands of \_\_\_\_\_, a person apparently over the age of seventeen years, living and residing in said domicile and whose name and other facts connected with this service, I learned by interrogating the said person, said party herein being absent from his/her residence at the time of said service.

RANDALL M DESHOTEL  
CLERK OF COURT

2019 AUG -6 AM 10: 52

ANTHONY GODEAUX	*	13 <sup>TH</sup> JUDICIAL DISTRICT COURT
	*	
VERSUS	*	DOCKET NO. <u>78335-A</u>
	*	
<u>UNITED OF OMAHA</u>	*	<u>EVANGELINE PARISH, LOUISIANA</u>

PETITION FOR BENEFITS DUE

NOW INTO COURT through undersigned counsel comes and appears Petitioner, ANTHONY GODEAUX, a person of the full age of majority and resident of Evangeline Parish, Louisiana, who respectfully represents the following:

1.

Made Defendant herein is UNITED OF OMAHA LIFE INSURANCE COMPANY ("UNITED OF OMAHA"), a foreign insurance company which can be served through the Louisiana Secretary of State.

2.

On or about June 23, 2018, Petitioner was working as an employee of Irongate Energy Services, LLC as a tong operator on a snubbing unit performing rework/repair operations on a natural gas storage well in Bienville Parish, Louisiana when the well blew out.

3.

Petitioner sustained injuries as a result of the above-mentioned blow out and was subsequently disabled from work on or about August 9, 2018.

4.

Prior to the above-described incident, Petitioner was working full duty at a position in the oil field that required regular lifting of heavy objects and regular manual labor activities.

5.

Subsequent to the above-described accident, Petitioner was disabled from work by his treating health care providers due to bodily injuries, including aggravation/exacerbation of pre-existing cervical spine injuries, and due to psychological injuries.

6.

7.

Defendant, UNITED OF OMAHA, has been provided satisfactory proof that ANTHONY GODEAUX has been disabled from work due to his cervical injuries and psychological injuries not later than April 25, 2019.

8.

Despite having received such proof of ANTHONY GODEAUX'S disability from work, UNITED OF OMAHA has failed to initiate short-term and/or long-term disability benefits.

9.

More than thirty (30) since UNITED OF OMAHA received satisfactory proof of loss; therefore, UNITED OF OMAHA has failed to adequately, fairly, promptly, and/or properly evaluate, adjust, and/or pay the damage claims of the Petitioner, including, but not limited to, reasonable medical expenses, has failed to make a reasonable effort to settle the Petitioners' claims, and is therefore, liable for both payment of claims as well as any and all bad faith damages and attorney fees, pursuant to La. R.S. 22:1821, 1892 and 1973.

WHEREFORE, Petitioner, ANTHONY GODEAUX, prays that after the lapse of all legal delays and due proceedings are had, there be judgment rendered herein in his favor and against the Defendant, UNITED OF OMAHA LIFE INSURANCE COMPANY for all damages sustained, penalties, attorney fees, legal interest from the date of judicial demand until paid, for all the costs of these proceedings, and for all general and equitable relief in the premises.

Respectfully submitted,

O'PRY LAW FIRM, LLC

BY: 

DONOVAN J. O'PRY, II (#28178)

JOHN P. BARRON (#33719)

2014 W. Pinhook Rd., Suite 507

Lafayette, Louisiana 70508

Phone: (337) 415-0007

Fax: (337) 504-7766

Email: donnie@oprqlaw.com

RANDALL M DESHOTEL  
CLERK OF COURT

2019 AUG -6 AM 10: 52

DONOVAN J. O'PRY II



O'PRY  
LAW FIRM

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A LIMITED LIABILITY COMPANY

Pinhook Tower  
2014 W. Pinhook Rd., Suite 507  
Lafayette, LA 70508  
Phone: (337) 415-0007  
Fax: (337) 504-7766  
Toll Free: 1-844-236-6643

August 2, 2019

Honorable Randall M. Deshotel  
Clerk of Court  
Evangeline Parish  
Post Office Drawer 347  
Ville Platte, LA 70586

Re: Anthony Godeaux  
v. United of Omaha

Dear Sir or Madame:

Enclosed, please find an original and one (1) copy of a *Petition for Benefits Due and Request for Notice of Trial* to be filed on behalf of my client, Anthony Godeaux. Please perfect service as requested in the Petition, thereafter returning a filed stamped copy to my office in the enclosed, self-addressed, and stamped envelope.

A firm check in the amount of \$375.00 is enclosed to cover the cost of this request.

If you have any questions or concerns, please do not hesitate to contact me.

With kindest regards and best wishes, I remain,

Sincerely,

DONOVAN J. O'PRY, II

DJO/bdm  
Enclosure

RANDALL M DESHOTEL  
CLERK OF COURT

2019 AUG -6 AM 10: 52

ANTHONY GODEAUX	*	13 <sup>TH</sup> JUDICIAL DISTRICT COURT
	*	
VERSUS	*	DOCKET NO. _____
	*	
<u>UNITED OF OMAHA</u>	*	<u>EVANGELINE PARISH, LOUISIANA</u>

REQUEST FOR NOTICE OF DATE OF TRIAL, ETC.

TO THE CLERK OF COURT in and for the above Parish:

PLEASE TAKE NOTICE that undersigned counsel, attorney for parties listed, does hereby request written notice of the date of trial of the above matter, as well as notice of hearings (whether on merits or otherwise), orders, judgments and interlocutory decrees, and any and all formal steps taken by the parties herein, the Judge, or any member of Court, as provided in the Louisiana Code of Civil Procedure, particularly Articles 1572, 1913, and 1914 thereof.

Respectfully submitted,

O'PRY LAW FIRM, LLC

BY 

DONOVAN J. O'PRY, II (#28178)

JOHN P. BARRON (#33719)

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ATTORNEYS FOR PETITIONER,  
ANTHONY GODEAUX